

Patent
269/205

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Tsugita et al.

Serial No.: Not yet assigned

Filed: Submitted herewith

For: GUIDEWIRE FILTER AND METHODS
OF USE

#2/
Prior
Art

3c997 U.S. PTO
10/080770
02/22/02

INFORMATION DISCLOSURE STATEMENT

Box Patent Application
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97–1.98, information relating to the above-identified application is hereby disclosed. The accompanying Form PTO–1449 provides a listing of documents that may be relevant to the subject application.

It is requested that the Examiner fully consider the art cited in the accompanying Form PTO–1449, initial the left-most column of the form adjacent each cited reference, and return a copy for Applicants' records. It is further requested that the art be cited on the cover of any patent issuing from the subject application.

In accordance with §1.97(b), this Information Disclosure Statement is being filed within three months of the filing date of the above-identified application, and therefore no fee is required.

CERTIFICATE OF MAILING (37 C.F.R. §1.10)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as 'Express Mail Post Office To Addressee' in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

EV051624257US
Express Mail Label No.

February 22, 2002
Date of Deposit

Mary L. Smith

In accordance with §1.98(d), copies of some or all of the references listed on the attached Form PTO-1449 are not enclosed herewith because they were previously cited by or submitted to the Patent and Trademark Office in prior Application Serial Nos. 09/440,204 09/560,360 and for which a claim for priority under 35 U.S.C. §120 has been made in the instant application. Accordingly, Applicants will provide duplicate copies in respect of the present case only if the Examiner so desires.

This statement should not be construed as a representation that more material information does not exist or that an exhaustive search of the relevant art has been made. Nor does this statement constitute an admission by Applicants or Applicants' representative that the information provided herein is necessarily prior art to Applicants' invention. Moreover, Applicants reserve the right to establish the patentability of the claimed invention over any of the listed documents should they be applied there-against as references. Please charge any deficiency or credit any overpayment to Deposit Account No. 12-2475.

Respectfully submitted,

LYON & LYON LLP

Dated: February 22, 2002

By: John Kappos
John Kappos
Reg. No. 37,861
Attorneys for Applicants

633 West Fifth Street, Suite 4700
Los Angeles, California 90071-2066
(949) 567-2300

OC-104404.1

FORM PTO-1449	Atty. Docket No.: 269/205	Serial No.: To be assigned
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT	Applicant: Tsugita et al.	
	Filing Date: Filed herewith	Group Art:

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PATENT DOCUMENTS

Examiner Initial	Document No.	Date	Name	Class	Sub Class	Filing Date If Appropriate
	6,214,026	04/10/01	Lepak et al.	606	200	
	6,203,561	03/20/01	Ramee et al.	606	200	
	6,179,861	01/30/01	Khosravi et al.	606	200	
	6,179,859	01/30/01	Bates et al.	606	200	
	6,179,851	01/30/01	Barbut et al.	606	159	
	6,171,327	01/09/01	Daniel et al.	606	200	
	6,168,579	01/02/01	Tsugita	604	96.01	
	6,165,200	12/26/00	Tsugita et al.	606	200	
	6,152,946	11/28/00	Broome et al.	606	200	
	6,142,987	11/07/00	Tsugita	604	500	
	6,129,739	10/10/00	Khosravi	606	200	
	6,086,605	07/11/00	Barbut et al.	606	200	
	6,068,645	05/30/00	Tu	606	200	
	6,059,814	05/09/00	Ladd	606	200	
	6,053,932	04/25/00	Daniel et al.	606	200	
	6,051,014	04/18/00	Jang	606	200	
	6,027,520	02/22/00	Tsugita et al.	606	200	
	6,013,085	01/11/00	Howard	606	108	
	6,010,522	01/04/00	Barbut et al.	606	200	
	6,007,557	12/28/99	Ambrisco et al.	606	200	
	6,001,118	12/14/99	Daniel et al.	606	200	
	5,997,557	12/07/99	Barbut et al.	606	159	
	5,993,469	11/30/99	McKenzie et al.	606	159	
	5,989,281	11/23/99	Barbut et al.	606	200	
	5,989,271	11/23/99	Bonnette et al.	606	159	

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	5,989,210	11/23/99	Morris et al.	604	22	
	5,976,172	11/02/99	Homsma et al.	606	200	
	5,954,745	09/21/99	Gertler et al.	606	200	
	5,951,585	09/14/99	Cathcart et al.	606	198	
	5,947,995	09/07/99	Samuels	606	200	
	5,941,896	08/24/99	Kerr	606	200	
	5,941,869	08/24/99	Patterson et al.	604	508	
	5,938,645	08/17/99	Gordon	604	264	
	5,935,139	08/10/99	Bates	606	159	
	5,934,284	08/10/99	Plaia et al.	128	898	
	5,928,218	07/27/99	Gelbfish	604	540	
	5,928,203	07/27/99	Davey et al.	604	247	
	5,925,063	07/20/99	Khosravi	606	200	
	5,925,062	07/20/99	Purdy	606	200	
	5,925,060	07/20/99	Forber	606	191	
	5,925,016	07/20/99	Chornenky et al.	604	96	
	5,916,193	06/29/99	Stevens et al.	604	53	
	5,911,734	06/15/99	Tsugita et al.	606	200	
	5,910,154	06/08/99	Tsugita et al.	606	200	
	5,908,435	06/01/99	Samuels	606	200	
	5,906,618	05/25/99	Larson, III	606	108	
	5,902,263	05/11/99	Patterson et al.	604	22	
	5,895,399	04/20/99	Barbut et al.	606	159	
	5,893,867	04/13/99	Bagaoisan et al.	606	198	
	5,876,367	03/02/99	Kaganov et al.	604	8	
	5,848,964	12/15/98	Samuels	600	200	

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	5,846,260	12/08/98	Maahs	606	200	
	5,833,650	11/10/98	Imran	604	53	
	5,833,644	11/10/98	Zadno-Azizi et al.	604	52	
	5,827,324	10/27/98	Cassell et al.	606	200	
	5,817,102	10/06/98	Johnson et al.	606	108	
	5,814,064	09/29/98	Daniel et al.	606	200	
	5,810,874	09/22/98	Lefebvre	606	200	
	5,800,525	09/01/98	Bachinski et al.	623	1	
	5,800,457	09/01/98	Gelbfish	606	200	
	5,797,952	08/25/98	Klein	606	198	
	5,795,322	08/18/98	Boudewijn	604	22	
	5,792,300	08/11/98	Inderbitzen et al.	156	244.13	
	5,779,716	07/14/98	Cano et al.	606	114	
	5,769,816	06/23/98	Barbut et al.	604	96	
	5,749,848	05/12/98	Jang et al.	604	53	
	5,746,758	05/05/98	Nordgren et al.	606	159	
	5,728,066	03/17/98	Daneshvar	604	96	
	5,720,764	02/24/98	Naderlinger	606	200	
	5,709,704	01/20/98	Nott et al.	606	200	
	5,695,519	12/09/97	Summers et al.	606	200	
	5,669,933	09/23/97	Simon et al.	600	200	
	5,662,671	09/02/97	Barbut et al.	606	170	
	5,658,296	08/19/97	Bates et al.	606	127	
	5,634,897	06/03/97	Dance et al.	604	35	
	5,569,275	10/29/96	Kotula et al.	606	159	
	5,569,274	10/29/96	Rapacki et al.	606	158	

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	5,562,724	10/08/96	Vowerk et al.	623	1	
	5,549,626	08/27/96	Miller et al.	606	200	
	5,540,707	07/30/96	Ressemann et al.	606	159	
	5,536,242	07/16/96	Willard et al.	604	30	
	5,527,354	06/18/96	Fontaine et al.	623	1	
	5,512,044	04/30/96	Duer	604	22	
	5,507,767	04/16/96	Maeda et al.	606	198	
	5,484,418	01/16/96	Quiachon et al.	604	167	
	5,476,104	12/19/95	Sheahon	128	757	
	5,462,529	10/31/95	Simpson et al.	604	101	
	5,456,667	10/10/95	Ham et al.	604	107	
	5,449,372	09/12/95	Schmaltz et al.	606	198	
	5,443,498	08/22/95	Fontaine	623	1	
	5,425,765	06/20/95	Tiefenbrun et al.	623	12	
	5,423,885	06/13/95	Williams	623	1	
	5,423,742	06/13/95	Theron	604	28	
	5,421,832	06/06/95	Lefebvre	604	53	
	5,419,774	05/30/95	Willard et al.	604	22	
	5,415,630	05/16/95	Gory et al.	604	53	
	5,409,454	04/25/95	Fischell et al.	604	22	
	5,405,377	04/11/95	Cragg	623	1	
	5,397,345	03/14/95	Lazerus	623	1	
	5,395,349	03/07/95	Quiachon et al.	604	248	
	5,387,235	02/07/95	Chuter	623	1	
	5,383,926	01/24/95	Lock et al.	623	1	
	5,383,892	01/24/95	Cardon et al.	606	198	

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	5,383,887	01/24/95	Nadal	606	200	
	5,376,100	12/27/94	Lefebvre	606	180	
	5,370,683	12/06/94	Fontaine	623	1	
	5,370,657	12/06/94	Irie	606	200	
	5,366,473	11/22/94	Winston et al.	606	198	
	5,366,464	11/22/94	Belknap	606	159	
	5,356,423	10/18/94	Tihon et al.	606	194	
	5,354,310	10/11/94	Garnic et al.	606	198	
	5,350,398	09/27/94	Pavcnik et al.	606	200	
	5,330,500	07/19/94	Song	606	198	
	5,330,484	07/19/94	Gunther	606	128	
	5,329,942	07/19/94	Gunther et al.	128	898	
	5,318,576	06/07/94	Plassche, Jr. et al.	606	159	
	5,314,472	05/24/94	Fontaine	623	12	
	5,314,444	05/24/94	Gianturco	606	195	
	5,306,286	04/26/94	Stack et al.	606	198	
	5,224,953	07/06/93	Morgentaler	606	192	
	5,195,955	03/23/93	Don Michael	604	22	
	5,190,546	03/02/93	Jervis	606	78	
	5,171,233	12/15/92	Amplatz et al.	604	281	
	5,160,342	11/03/92	Reger et al.	606	200	
	5,152,777	10/06/92	Goldberg et al.	606	200	
	5,152,771	10/06/92	Sabbaghian et al.	606	159	
	5,135,531	08/04/92	Shiber	606	159	
	5,133,733	07/28/92	Rasmussen et al.	606	200	
	5,108,419	04/28/92	Reger et al.	606	200	

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	5,104,399	04/14/92	Lazarus	623	1	
	5,102,415	04/07/92	Guenther et al.	606	159	
	5,100,425	03/31/92	Fischell et al.	606	159	
	5,100,424	03/31/92	Jang et al.	606	159	
	5,100,423	03/31/92	Fearnot	606	15	
	5,087,265	02/11/92	Summers	606	159	
	5,085,662	02/04/92	Willard	606	159	
	5,071,425	12/10/91	Gifford, III et al.	606	159	
	5,071,407	12/10/91	Termin et al.	604	104	
	5,053,044	10/01/91	Mueller et al.	606	159	
	5,053,008	10/01/91	Bajaj	604	104	
	5,041,126	08/20/91	Gianturco	606	195	
	5,019,088	05/28/91	Farr	606	159	
	5,011,488	04/30/91	Ginsburg	606	159	
	5,007,917	04/16/91	Evans	606	170	
	5,007,896	04/16/91	Shiber	604	22	
	5,002,560	03/26/91	Machold et al.	606	198	
	4,998,539	03/12/91	Delsanti	128	898	
	4,986,807	01/22/91	Farr	604	22	
	4,979,951	12/25/90	Simpson	606	159	
	4,969,891	11/13/90	Gewertz	606	200	
	4,957,482	09/18/90	Shiber	604	22	
	4,955,895	09/11/90	Sugiyama et al.	606	194	
	4,950,277	08/21/90	Farr	606	159	
	4,926,858	05/22/90	Gifford, III et al.	606	159	
	4,921,484	05/01/90	Hillstead	604	104	

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	4,921,478	05/01/90	Solano et al.	604	53	
	4,907,336	03/13/90	Gianturco	29	515	
	4,898,575	02/06/90	Fischell et al.	604	22	
	4,873,978	10/17/89	Ginsburg	128	345	
	4,867,157	09/19/89	McGurk-Burleson et al.	128	305	
	4,857,046	08/15/89	Stevens et al.	604	22	
	4,857,045	08/15/89	Rydell	604	22	
	4,842,579	06/27/89	Shiber	606	22	
	4,807,626	02/28/89	McGirr	128	328	
	4,800,882	01/31/89	Gianturco	128	343	
	4,794,931	01/03/89	Yock	128	660.03	
	4,794,928	01/03/89	Kletschka	128	344	
	4,790,813	12/13/88	Kensey	604	22	
	4,790,812	12/13/88	Hawkins, Jr. et al.	604	22	
	4,733,665	03/29/88	Palmaz	128	343	
	4,728,319	03/01/88	Masch	604	22	
	4,723,549	02/09/88	Wholey et al.	128	344	
	4,706,671	11/17/87	Weinrib	128	348.1	
	4,705,517	11/10/87	DiPisa, Jr.	623	12	
	4,662,885	05/05/87	DiPisa, Jr.	623	12	
	4,650,466	03/17/87	Luther	604	95	
	4,643,184	02/17/87	Mobin-Uddin	128	303	
	4,631,052	12/23/86	Kensey	604	22	
	4,619,246	10/28/86	Molgaard-Nielsen et al.	128	1	
	4,590,938	05/27/86	Segura et al.	128	328	
	4,580,568	04/08/86	Gianturco	128	345	

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	4,447,227	05/08/84	Kotsanis	604	95	
	4,425,908	01/17/84	Simon	128	1	
	4,046,150	09/06/77	Schwartz et al.	128	328	
	3,996,938	12/14/76	Clark, III	128	348	
	3,952,747	04/27/76	Kimmell, Jr.	128	303R	
	3,889,657	06/17/75	Baumgarten	128	2	
	3,683,904	08/15/72	Forster	128	127	
	3,592,186	07/13/71	Oster	128	2R	
	3,472,230	10/1969	Fogarty	128	328	
	Re 33,569	04/1991	Gifford, III et al.	606	159	
	B1 4,842,579	10/31/95	Shiber	604	22	

FOREIGN PATENT DOCUMENTS

	Document No.	Date	Country	Class	Sub Class	Translation Yes No
	WO 00/49970	08/31/00	WIPO	A61F	2/01	
	WO 00/16705	03/30/00	WIPO	A61B	17/22	
	WO 00/09054	02/24/00	WIPO	A61F	7/12	
	WO 00/07655	02/17/00	WIPO	A61M	29/00	
	0968688	01/2000	EPO			
	WO 99/58068	11/18/99	WIPO	A61B	17/22	
	WO 99/55236	11/04/99	WIPO	A61B	17/00	
	WO 99/51166	10/1999	PCT			
	WO 99/49808	10/1999	PCT			
	WO 99/44542	09/10/99	WIPO	A61F	2/06	
	WO 99/44510	09/10/99	WIPO	A61B	17/00	
	EP 0 934 729	08/11/99	WIPO	A61B	17/22	

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		WO 99/42059	08/26/99	WIPO	A61F	2/06	
		WO 99/40964	08/19/99	WIPO	A61M	29/02	
		WO 99/30766	06/24/99	WIPO	A61M	29/00	
		WO 99/25252	05/27/99	WIPO	A61B	17/00	
		WO 99/23976	05/20/99	WIPO	A61F	2/01	
		WO 99/22673	05/14/99	WIPO	A61F	2/01	
		FR 2 768 326 A1	03/19/99	FR	A61F	02/01	English Abstract
		WO 99/09895	03/04/99	WIPO	A61B	17/12	
		WO 98/55175	12/10/98	WIPO	A61M	29/00	
		WO 98/51237	11/19/98	WIPO	A61F	2/01	
		WO 98/50103	11/12/98	WIPO	A61M	29/00	
		WO 98/49952	11/12/98	WIPO	A61B	17/32	
		WO 98/47447	10/29/98	WIPO	A61F	2/06	
		WO 98/46297	10/22/98	WIPO	A61M	29/00	
		WO 98/39053	09/11/98	WIPO	A61M	29/00	
		WO 98/39046	09/11/98	WIPO	A61M	25/00	
		WO 98/38929	09/11/98	WIPO	A61B	17/22	
		WO 98/38920	09/11/98	WIPO	A61B	17/00	
		WO 98/36786	08/27/98	WIPO	A61M	5/32	
		WO 98/34673	08/13/98	WIPO	A61M	31/00	
		WO 98/33443	08/06/98	WIPO	A61B	17/22	
		EP 0 852 132 A1	07/08/98	EPO	A61F	2/01	English Abstract
		WO 98/23322	06/04/98	WIPO	A61M	29/00	
		WO 98/02084	01/22/98	WIPO	A61B		
		WO 98/02112	01/22/98	WIPO	A61F	2/01	English Abstract
		WO 97/42879	11/20/97	WIPO	A61B	17/00	

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	Filing Date: Filed herewith	Group Art:

		Document No.	Date	Country	Class	Sub Class	Translation Yes No
		WO 97/27808	08/07/97	WIPO	A61B	17/22	
		EP 0 784 988 A1	07/23/97	EPO	A61M	5/165	
		WO 97/17100	05/15/97	WIPO	A61M	29/00	
		EP 0 771 549 A2	05/07/97	EPO	A61F	2/01	English Abstract
		EP 0 759 287 A1	02/26/97	EPO	A61F	2/01	English Abstract
		EP 0 743 046 A1	11/20/96	EPO	A61F	2/01	
		WO 96/33677	10/31/96	WIPO	A61F	11/00	
		EP 0 737 450 A1	10/16/96	EPO	A61F	2/01	
		WO 96/23441	08/08/96	WIPO	A61B	5/00	
		JP 8-187294 A	07/23/96	JP	A61M	29/00	English Abstract
		WO 96/19941	07/04/96	WIPO	A61B	17/00	
		WO 96/10375	04/11/96	WIPO	A61F	2/06	
		WO 96/01591	01/25/96	WIPO	A61B	17/22	
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		EP 0 686 379 A2	06/02/95	EP	A61F	2/06	
		EP 0 655 228 A1	11/22/94	EPO	A61F	2/02	English Abstract
		WO 94/24946	11/10/94	WIPO	A61B	17/22	
		WO 94/14389	07/07/94	WIPO	A61F	2/02	English Abstract
		EP 0 533 511 A1	03/24/93	EP	A61M	29/02	
		FR 2 666 980	03/27/92	FR	A61F	2/02	English Abstract
		WO 92/03097	03/05/92	WIPO	A61B	17/00	
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		EP 0 437 121 B1	07/17/91	EP	A61F	2/02	
		EP 0 427 429 A2	05/15/91	EPO	A61M	25/10	
		EP 0 411 118 A1	02/06/91	EP	A61M	25/00	

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		Document No.	Date	Country	Class	Sub Class	Translation Yes No
		DE 40 30 998 A1	10/1990	Germany	A61F	2/01	
		FR 2 643 250 A1	08/24/90	FR	A61B	17/00	English Abstract
		EP 0 293 605 A1	12/07/88	EP	A61F	2/02	
		FR 2 580 504	10/24/86	FR	A61M	1/00	English Abstract
		EP 0 200 688	11/05/86	EP	A61B	17/22	
		DE 34 17 738	11/14/85	DE	A61M	1/34	Yes
		SU 764684	09/25/80	U.S.S.R.	A61M	25/00	Yes
		UK 2 020 557 B	01/19/83	UK	A61B	17/50	
		DE 28 21 048	07/17/80	DE	A61B	17/22	

OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

	"Atherosclerotic Disease of the Aortic Arch as a Risk Factor of Recurrent Ischemic Stroke," <u>The New England Journal of Medicine</u> , pp. 1216-1221 (May 1996)
	"Endovascular Grafts, Stents Drive Interventional Radiology Growth," <u>Cardiovascular Device Update</u> , 2(3):1-12 (March 1996)
	"Protruding Atheromas in the Thoracic Aortic and Systemic Embolization," pp. 423-427 American College of Physicians (1991)
	"Recognition and Embolic Potential of Intraaortic Atherosclerotic Debris," American College of Cardiology (January 1991)
	Cragg, Andrew et al., "A New Percutaneous Vena Cava Filter," <u>AJR</u> , 141:601-604 (September 1983)
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	Fadali, A. Moneim, "A filtering device for the prevention of particulate embolization during the course of cardiac surgery," <u>Surgery</u> , 64(3):634-639 (September 1968)
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	Lund et al., "Long-Term Patentcy of Ductus Arteriosus After Balloon Dilation: an Experimental Study," <u>Laboratory Investigation</u> , 69(4):772-774 (April 1984)
	Marache et al., "Percutaneous Transluminal Venous Angioplasty...", <u>American Heart Journal</u> , 125(2 Pt 1):362-366 (February 1993)
	Mazur et al., "Directional Atherectomy with the Omnicath™: A Unique New Catheter System," <u>Catheterization and Cardiovascular Diagnosis</u> , 31:17-84 (1994)
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	Onal et al., "Primary Stenting for Complex Atherosclerotic Plaques in Aortic and Iliac Stenoses," <u>Cardiovascular & Interventional Radiology</u> , 21(5):386-392 (1998)
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	Waksman et al., "Distal Embolization is Common After Directional Atherectomy...", <u>American Heart Journal</u> , 129(3):430-435 (1995)
	Wholey, Mark H. et al., PTA and Stents in the Treatment of Extracranial Circulation," <u>The Journal of Invasive Cardiology</u> , 8(E):25E-30E (1996)

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